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25 UNITED STATES DISTRICT COURT
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27 NORTHERN DISTRICT OF CALIFORNIA
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SAN FRANCISCO DIVISION

SONYA RENEE *et al.*,

Plaintiffs,

v.

MARGARET SPELLINGS, in her official capacity;
UNITED STATES DEPARTMENT OF EDUCATION,
Defendants.

Case No. 3:07-cv-04299-PJH

**SECOND PETITION OF MARIEL
RUBIO FOR ORDER APPOINTING
HER GUARDIAN AD LITEM**

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Petitioner Mariel Rubio respectfully represents:

1. Petitioner is the mother of Stephanie Rubio, a minor. The minor is 14 years of age.

2. The minor has claims for relief against the above-named defendants on which a suit should be brought in this Court. The claims involve defendants' issuance of an unlawful regulation defining a "highly qualified" teacher as one who "is participating" in an alternative route to certification program, in violation of the Administrative Procedure Act (5 U.S.C. § 706).

3. The minor has no guardian of his/her person or estate.

4. Petitioner is willing to serve as the guardian ad litem for the minor, is fully competent to understand and to protect the rights of the minor and has no interest adverse to that of the minor.

WHEREFORE, petitioner prays that she be appointed guardian ad litem of Stephanie Rubio to prosecute this action for declaratory and injunctive relief, and for such other and further relief as the court may deem proper.

Dated: November 27, 2007

Mariel Rubio
MARIEL RUBIO